

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
BLUEFIELD DIVISION**

FREEDOM FROM RELIGION
FOUNDATION, INC., et al.,

Plaintiffs,

vs.

MERCER COUNTY BOARD OF
EDUCATION, et al.,

Defendants.

Civil Action No. 1:17-cv-00642

Hon. David A. Faber

PLAINTIFFS' MOTION TO EXCEED PAGE LIMITATION

COMES NOW Plaintiffs, by and through their counsel, and respectfully moves this Honorable Court for leave to exceed the twenty (20) page limit set forth in Local Rule of Civ. P. 9.4 of the Local Rules of Procedure for the United States District Court for the Southern District of West Virginia related to their contemporaneously-filed "Memorandum In Opposition To Defendants' Motion To Dismiss."

In support of this motion, Plaintiffs respectfully submits that they required an additional twenty-five pages (25) to fully address the relevant factual and legal arguments in support of its Memorandum. Plaintiffs recently completed their limited discovery on mootness, which produced numerous relevant facts that are essential to the Court's consideration of Defendants' motion. Plaintiff was delayed in requesting permission to exceed the established page limits because Plaintiffs only recently received 174 pages of

deposition transcripts, which were material to their opposition. As such, Plaintiff states that the additional pages were both reasonable and necessary.

WHEREFORE, and for good cause shown, Plaintiffs respectfully request that the Court grant their motion.

Respectfully submitted,

Patrick C. Elliott, Esquire
Christopher C. Line, Esquire
Freedom From Religion Foundation
PO Box 750
Madison, WI 53701
608-256-8900
patrick@ffrf.org
chris@ffrf.org
*Visiting attorneys

/s/ Marcus B. Schneider, Esquire
Marcus B. Schneider, Esquire
W.V. I.D. No. 12814
STEELE SCHNEIDER
420 Fort Duquesne Blvd., Suite 500
Pittsburgh, PA 15222
(412) 235-7682
(412) 235-7693 (Fax)
marcschneider@steeleschneider.com